

ORDER OF THE STATE PERSONNEL BOARD

PAUL E. GAFFEY,

Complainant,

vs.

DEPARTMENT OF CORRECTIONS,
CANON MINIMUM CENTERS,

Respondent.

The State Personnel Board (the "Board") met in public session on June 19, 2001. During this public session, the Board considered the record on appeal, including but not limited to:

1. Initial Decision of the Administrative Law Judge
2. Complainant-Appellant's Brief
3. Respondent DOC's Answer Brief
4. Complainant's Reply to Respondent's Answer Brief.

The Board voted to adopt the findings of fact and conclusions of law in the Initial Decision of the Administrative Law Judge. The Board found that Complainant committed the acts for which he was disciplined; the discipline imposed was within the range of available alternatives; and Respondent's action was not arbitrary, capricious or contrary to rule or law.

This order represents the affirmative vote of the following Board members: Joyce Lottner, Linda Siderius, John Zakhem, and Joy Hoffman.

Dated this _____ day
Of June, 2001.

Joy Hoffman
Board Chair
State Personnel Board
1120 Lincoln Street, Suite 1420
Denver, CO 80203

NOTICE OF APPEAL

Each party has the following rights:

1. To abide by this decision of the State Personnel Board; or
2. To appeal this decision to the Colorado Court of Appeals within 45 days pursuant to Section 24-4-106(11), C.R.S. (2000), as provided in Section 24-50-125.4(3), C.R.S. (2000).

In the event the decision is appealed, the Board requests that a copy of the Notice of Appeal filed with the Court of Appeals also be filed with the State Personnel Board at: 1120 Lincoln Street, Suite 1420, Denver, CO 80203. Such will aide in the timely preparation of the record.

CERTIFICATE OF MAILING

This is to certify that on the ____ day of June, 2001, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

J.E. Losavio, Esq.
Karen L. Sims, Esq.
Law Offices of J.E. Losavio
616 W. Abriendo Avenue
Pueblo, CO 81004

And in the interagency mail, addressed as follows:

Coleman M. Connolly
Assistant Attorney General
Employment Section
1525 Sherman Street, 5th Floor
Denver, CO 80203
